

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
Iman Buckley,)
)
Defendant.)

Case No. CR 12-1135 RGK-10
ORDER OF PRETRIAL DETENTION
AFTER HEARING
(18 U.S.C. § 3142(i))

I.

A. (✓) Upon motion of the Government in a case that involves:

1. () a crime of violence or an offense listed in
18 U.S.C. § 2332b(g)(5)(B), for which a
maximum term of imprisonment of ten (10)
years or more is prescribed; or
2. () an offense for which the maximum sentence is
life imprisonment or death; or
3. (✓) an offense for which a maximum term of
imprisonment of ten (10) years or more is
prescribed in the Controlled Substances Act,
Controlled Substances Import and Export Act
or Maritime Drug Law Enforcement Act; or

II.

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- 2 A. (✓) The Court finds by a preponderance of the evidence
- 3 that no condition or combination of conditions
- 4 will reasonably assure the appearance of defendant
- 5 as required;
- 6 B. (✓) The Court finds by clear and convincing evidence
- 7 that no condition or combination of conditions
- 8 will reasonably assure the safety of any other
- 9 person and the community.

III.

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11 The Court has considered:

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- 13 A. (✓) the nature and circumstances of the offense(s) charged;
- 14 B. (✓) the weight of the evidence against defendant;
- 15 C. (✓) the history and characteristics of defendant;
- 16 D. (✓) the nature and seriousness of the danger to any person
- 17 or the community that would be posed by defendant's
- 18 release;
- 19 E. (✓) the Pretrial Services Report/Recommendation;
- 20 F. (✓) the evidence proffered/presented at the hearing;
- 21 G. (✓) the arguments of counsel.

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IV.

The Court concludes:

A. ☐ Defendant poses a risk to the safety of other persons
and the community based on: _____

B. ☐ Defendant poses a serious flight risk based on: _____

C. ☐ A serious risk exists that defendant will:

1. ☐ obstruct or attempt to obstruct justice;

2. ☐ threaten, injure or intimidate a prospective
witness or juror or attempt to do so;

based on: _____

D. ☒ Defendant has not rebutted by sufficient evidence to
the contrary the presumption provided in 18 U.S.C.
§ 3142(e) that no condition or combination of
conditions will reasonably assure the safety of any
other person and the community;

and/or

1 (✓) Defendant has not rebutted by sufficient evidence to
2 the contrary the presumption provided in 18 U.S.C.
3 § 3142(e) that no condition or combination of
4 conditions will reasonably assure the appearance of
5 defendant as required.

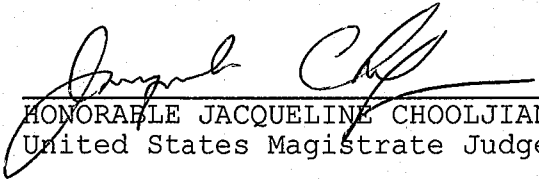
6 IT IS ORDERED that defendant be detained prior to trial.

7 IT IS FURTHER ORDERED that defendant be committed to the custody
8 of the Attorney General for confinement to a corrections facility
9 separate, to the extent practicable, from persons awaiting or serving
10 sentences or persons held in custody pending appeal.

11 IT IS FURTHER ORDERED that defendant be afforded reasonable
12 opportunity for private consultation with defendant's counsel.

13 IT IS FURTHER ORDERED that, on Order of a Court of the United
14 States or on request of an attorney for the Government, the person in
15 charge of the corrections facility in which defendant is confined
16 deliver defendant to a United States Marshal for the purpose of an
17 appearance in connection with a court proceeding.

18 DATED: 2/13/13

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21 HONORABLE JACQUELINE CHOOLJIAN
22 United States Magistrate Judge
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